



SEP 03 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/813,446	03/31/2004	Noboru Noda	016887-1104

CONFIRMATION NO. 3787

22428  
 FOLEY AND LARDNER  
 SUITE 500  
 3000 K STREET NW  
 WASHINGTON, DC 20007

## FORMALITIES LETTER



\*OC000000012941897\*

Date Mailed: 06/14/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$900** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

09/07/2004 H01EN01 00000012 10813446  
 770.00 OP  
 130.00 OP  
 01 FC:1001  
 02 FC:1051

---

*A copy of this notice MUST be returned with the reply.*

*m. Byrne*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



Atty. Dkt. No. 016887-1104

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Noboru NODA

Title: SEMICONDUCTOR DEVICE AND METHOD OF  
MANUFACTURING THE SAME

Appl. No.: 10/813,446

Filing Date: 03/31/2004

Examiner: Unassigned

Art Unit: 2811

**TRANSMITTAL OF MISSING PARTS  
OF PATENT APPLICATION**

Mail Stop Missing Parts  
Commissioner for Patents  
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application mailed June 14, 2004, in the above-identified application, transmitted herewith are the missing parts to complete the filing of the subject patent application.

Enclosed are:

- [ X ] Declaration and Power of Attorney (3. pages)
- [ X ] Statement Designating Patent Practitioners
- [ X ] Return Copy of Notice to File Missing Parts
- [ X ] Claim for Convention Priority with 1 certified Japanese priority document
- [ X ] Information Disclosure Statement
- [ X ] Form PTO/SB/08 with copies of 2 listed references

09/07/2004 H8UTEMAI 00000012 10813446

03 FC:1251

110.00 0P

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

☒ Extension for response filed within the first month

The filing fee is calculated below:

Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Fee			\$770.00	\$770.00
Total	18	- 20 = 0	x \$18.00 =	\$0.00
Claims:				
Independ	3	- 3 = 0	x \$86.00 =	\$0.00
ents:				
If any Multiple Dependent Claim(s) present:			+ \$290.00 =	\$0.00
Surcharge under 37 CFR 1.16(e) for late filing of			+ \$130.00 =	\$130.00
Executed Declaration and late payment of filing fee				
<input checked="" type="checkbox"/> Extension fee for response filed within			+ \$110.00 =	\$ 110.00
the first month:				
			SUBTOTAL:	= \$1,010.00
<input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):				= \$0.00
			TOTAL FILING FEE:	= \$1,010.00
			TOTAL FEE	= \$1,010.00
Difference to pay:			- \$0.00 -	\$1,010.00

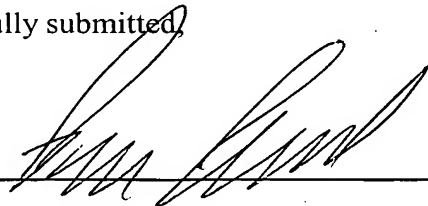
☒ Check in the amount of \$1,010.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date September 3, 2004

By



FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 945-6162  
Facsimile: (202) 672-5399

Pavan K. Agarwal  
Attorney for Applicant  
Registration No. 40,888